

Merchant & Gould

An Intellectual Property Law Firm

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Fax Transmission | March 14, 2006

To: Joseph Kaufman	From: Nakida Gillespie
Company: Commissioner for Patent	Our Ref.: 40313.0001US11
Your Ref: 10/608045	Fax No.: 612.332.9081
Fax No.: 1.571.273.8300	Phone No.: 612.332.5300
Phone No.: 1.571.272.4928	Total Pages: 5
State/Country:	E-Mail: ngillespie@merchant-gould.com
Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Return Fax To: Nakida Gillespie

Document Transmitted: Request for Withdrawal as Attorney of Record

Message: Dear Mr. Kaufman, I am resending our request to withdraw, because we have not received a response for this request to withdrawal. Please process this request.

Thanks,


Nakida Gillespie

This transmission contains information that is confidential and/or legally privileged. It is intended for use only by the person to whom it is directed. If you have received this telecopy in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us.

If you did NOT receive all of the pages, please call us in the U.S.A. at 612.332.5300 or fax us at 612.332.9081.

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A Professional Corporation

Fax TransmissionJanuary ³⁰~~27~~, 2006TO: Commissioner for Patents
Attn: Examiner Joseph Kaufman
Patent Examining Corps
Facsimile Center
Washington, D.C. 20231

FROM: Timothy B. Scull

OUR REF: 40313.0001US11
TELEPHONE: 303.357.1648

Total pages, including cover letter:

PTO FAX NUMBER 1-571-273-8300

If you do NOT receive all of the pages, please telephone us at 612.336.4667, or fax us at 612.332.9081.

Document Transmitted: Request for Withdrawal as Attorney of Record.

Applicant: Hymore Incorporated
Serial No.: 10/608045
Filed: 06/27/2003
Patent No.: Pending
Issue Date: Pending
Our Ref. No.: 40313.0001US11

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402
(612) 332-5300By: T. B. Scull
Timothy B. Scull
Reg. No.: 42,137

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the following date.

Nakida Gillespie
Nakida Gillespie2/5/2006
Date

PTO/SB/83 (09-04)

Approved for use through 11/30/2005. OMB 0851-0035
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR WITHDRAWAL AS ATTORNEY OR AGENT AND CHANGE OF CORRESPONDENCE ADDRESS	Application Number	10/608045
	Filing Date	06/27/2003
	First Named Inventor	John Mathues
	Art Unit	3754
	Examiner Name	Joseph Kaufman
	Attorney Docket Number	40313.0001US11

**To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Please withdraw me as attorney or agent for the above identified patent application, and

- ☐ all the attorneys/agents of record.
☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or
☒ the attorneys/agents associated with Customer Number [REDACTED]

NOTE: This box can only be checked when the power of attorney of record in the application is to all the practitioners associated with a customer number.

The reasons for this request are:

The client has failed to pay one or more bills rendered for an unreasonable period of time or has failed to honor an agreement to pay a retainer in advance of the performance of legal services.

CORRESPONDENCE ADDRESS

1. ☐ The correspondence address is NOT affected by this withdrawal.
2. ☒ Change the correspondence address and direct all future correspondence to:

Firm or Individual Name	Hymore Incorporated				
Address	31645 Canyon Circle				
City	Evergreen	State	CO	Zip	80439
Country	United States				
Telephone				Fax	
Signature	<i>T. B. Scull</i>				
Name	Timothy B. Scull	Registration No.	42,137		
Date	1/23/06	Telephone No.	612.332.5300		

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Timewill vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Merchant & Gould

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| tscull@merchant-gould.com

January 27, 2006

VIA CERTIFIED MAIL

Hymore Incorporated
31645 Canyon Circle
Evergreen, CO 80439

Re: Withdrawal From Representation
Merchant & Gould Reference No.: 40313

Dear Sirs:

As stated in our letter dated December 05, 2005, due to the failure to pay on the balance in your account in a timely manner, the Credit and Collection Committee at Merchant & Gould has determined it necessary to terminate our representation of Hymore Incorporated.

To facilitate the withdrawal of our representation, we have requested from the United States Patent and Trademark Office permission to withdraw as attorney of record. Enclosed please find copies of these requests. This filing with the United States Patent and Trademark Office will allow us to formally withdraw from representation. Once approval is received by Merchant & Gould, we will no longer be held responsible for your legal matters.

I am also transferring to you at this time your original files, as listed herewith, and have not retained copies. These files will be removed from our docket system, and once the Patent & Trademark Office has granted the withdrawal, we understand that you will assume responsibility for all future docket dates. Enclosed is a current Docket Report detailing all outstanding due dates for the next one year period. We have removed these deadlines from our *docket* and *annuity* system. You are advised to immediately seek new counsel so as not to jeopardize your intellectual property portfolio. Failure to respond as required by the USPTO to future docket dates could result in the loss of your intellectual property rights.

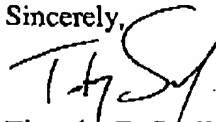
Please acknowledge receipt and assume responsibility for these files by signing and returning the attached copy of this letter.

Denver
Seattle
Atlanta
Washington, DC

Hymore Incorporated
January 27, 2006
Page 2

If you should have any questions, please do not hesitate to contact me.

Sincerely,



Timothy B. Scull
Merchant & Gould

TBS/nfg

Enclosures: Docketing Reports
Duplicate Copy of Client Letter
Duplicate Copy of Request to Withdraw as Attorney of Record
File List
Files

cc: Annuity Department
Client Records Supervisor
Docketing Department
USPTO

I hereby acknowledge receipt and responsibility of the files on the attached files list.

Name

Signature

Date